IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 23362 of 2004

Between:

P.Padmavathamma, w/o Nagi Reddy,
r/o V.S.R.P.School, Markapur, Prakasam District.

..... PETITIONER

AND

1.. The Government of A.P., rep., by its Secretary, Industries &

Commerce Department,
Secretariat Buildings, Hyderabad.
2.. The Director of Mines and Geology, BRKR Building,
8th Floor, Tank Bund Road, Hyderabad.
3.. The Asst.Director of Mines and Geology, Markapur,

Prakasam District.
4.. The Mandal Revenue Officer, Donakonda Mandal,

Prakasam District.

....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or writ one in the nature of writ of mandamus, declaring the action of the 4th respondent in not furnishing the No Objection Report on the Mining Lease application of the petitioner dt.25-03-1998 and the action of the respondents 1 to 3 in not passing orders on the application of the petitioner dt.25-03-1998 granting Mining Lease for slate over an extent of Acs.197.00 in Sy.No.140 of Ananthavaram Village, Donakonda Mandal, Prakasam District as arbitrary, illegal and unjust and consequently direct the respondents to pass orders granting Mining Lease on the application dt.25-03-1998

Counsel for the Petitioner:SMT.N.SHOBA

Counsel for the Respondents: GP FOR MINES AND GEOLOGY

The Court at the stage of admission made the following :

ORDER:

The petitioner claims to have made an application for grant of mining lease for slate over an extent of Acs.197.00 in Survey No.140 of Ananthavaram village, Donakonda Mandal, Prakasam on 25-3-1998. The said application of the petitioner was rejected and questioning the said rejection order, the petitioner filed a revision under Rule 54 of the Mineral Concession Rules, 1960 to Government of India and the same was allowed by order dated 07-03-2001 and the matter was remanded back to the State Government to decide the mining lease application of the petitioner on merits in accordance with law. Complaining that no action is taken pursuant to remand order dated 7-3-2001, the present writ petition is filed.

Learned counsel for petitioner submitted that pursuant to remand order dated 7-3-2001, the petitioner has approached the first respondent on 16-12-2002 and also made a representation to the Mandal Revenue Officer on 1-4-2003 and till date no action was taken on the application of the petitioner dated 25-3-1998.

Heard learned counsel for petitioner and learned Government Pleader for Mines and Geology. Both counsel agreed for disposal of the writ petition at the admission stage.

Since the matter is pending consideration for a quite long time before the third respondent, without going into the merits of the matter, I deem it appropriate to dispose of the writ petition directing the third respondent to pass appropriate orders on the application of the petitioner 25-3-1998 in accordance with law expeditiously, preferably within a period of three months from the date of receipt of copy of this order.

Accordingly, the writ petition is disposed of. No costs.

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N.V.RAMANA,J

23-12-2004

TVK

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1.. The Government of A.P., rep., by its Secretary, Industries &

Commerce Department,
Secretariat Buildings, Hyderabad.
2.. The Director of Mines and Geology, BRKR Building,
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